direct knowledge of the Superintendent himself. No enquiry is necessary. Will the Hon'ble Member be pleased to state whether the bund is put up this year, also ?

Mr. I. Raman Menon.—The bund has been put up.

Mr. O. R. Chummar.—No. 13 also does not require enquiry. It is also within his knowledge.

Mr. I. Raman Menon.—The question has already been answered.

Mr. O. R. Chummar.—'The matter is under enquiry'. That is the answer given. In the beginning it was stated that no other sluice will be opened.

Mr. T. K. Krishna Menon.—Question time is over.

Mr. A. B. Salem.—May I crave your indulgence to extend to us some more time for questions and answers because there are important questions and we have supplementary questions to ask?

Dr. A. R. Menon.—You have the power to use your discretion in all these matters. You are not blindly to observe that 12 o'clock. Sometimes you must use your discretion.

Mr. A. B. Salem.—For the last three days we had only half an hour for questions and answers. This being the last day, I request that at least 25 minutes more may be allowed to this important matter.

President.—I shall see that the whole question paper is finished. I myself want to say something on this salt contract. Let us have it discussed.

Regarding a petition to the Trichur Municipal Council.

132. Mr. C. A. Kunjunni Raja.—Will the Government be pleased to state:—

(a) whether Srimati T. C. Narayani Amma had put in a petition to the Trichur Municipal Council complaining that her neighbour of the Thazhakkat Puduval's house has raised the poramboke lands in front of her house thereby preventing the exit of water from her court-yard;

(b) what was the action taken by the Municipality in the matter;

(c) whether the Municipal servant deputed to remove the new earth was obstructed by the Sub-Magistrate of Trichur; if so, what were the orders issued to him, and under what section of the Criminal Procedure Code was action taken by the Sub-Magistrate; what was the report of the Municipal servant to the Chairman;

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(d) when did the Magistrate receive the complaint in the matter; how many times and to which dates was the petition adjourned,

(e) was any interim order or communication sent to the Chairman of the Municipal Council in the matter; if so, what was it;

(f) did the Magistrate make any local inspection; if so, when and on how many occasions; what is the result of the local inspection which he has recorded in the proceedings;

(g) was the Sub-Magistrate alone at the time of the inspection; was notice given to any; who were all present?

Mr. A. K. Vengu Ayyar.— (a) Yes.

(b) The counter-petitioner was served with a notice asking him to remove the earth and restore the lane to its original condition and also informing him that in case of non-compliance, the earth, etc., would be removed departmentally and the cost recovered from him.

(c) Yes; the proceedings of the Sub-Magistrate were under section 125 of the Criminal Procedure Code. On a complaint from the counter-petitioner, the Sub-Magistrate inspected the spot and made an order, copy of which is appended. (*Vide Appendix IX* (*1*)). The matter was also explained to the Municipal officers on the spot. The Municipal surveyor then submitted a report to the Chairman requesting for further instructions. Copy of his report is appended. (*Vide Appendix IX* (*2*)).

(d) The Magistrate received the complaint on 31st Medam 1102. The hearing was first posted for 14th Edavam 1102 and adjourned to 16th Edavam 1102, 18th Edavam 1102, 21st Edavam 1102, 26th Edavam 1102, 2nd Mithunam 1102, 9th Mithunam 1102 and 15th Mithunam 1102. Several of these adjournments were at the request of the Municipality.

(e) Yes. Copy appended. (*Vide Appendix IX* (*3*)).

(f) Vide answer (c). The place was once inspected and the result of the inspection noted in the order referred to in (c). A copy of the Sub-Magistrate's final order is placed on the Council table.

(g) The inspection was made in the presence of the complainant and some of the Municipal officers, no further notice was therefore deemed necessary at the time.

Mr. C. A. Kunjunni Raja.—On what hour was the complaint received?

Mr. A. K. Vengu Ayyar.—I want notice.

Mr. C. A. Kunjunni Raja.—Was it in court?

President.—No information.

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Mr. C. A. Kunjunni Raja.—Did the Magistrate give notice before local inspection?

President.—No notice was given. It was made in the presence of the complainants. No further notice was necessary at the time.

Mr. C. A. Kunjunni Raja.—So he went for local inspection without giving notice?

President.—That is a comment and it is not permissible.

Regarding Chittur Municipality.

133. Mr. A. Eachara Menon.—Will the Government be pleased to state in connection with the article 'Chittur (Palghat) Municipality' in *the Hindu* of 10th October 1927:—

(1) did the Diwan interview the Councillors who had petitioned to him;

(2) was it not represented to him by Mr. R. Subrahmanya Ayyar and his vakil that they were prepared to substantiate all the allegations contained in the memorial;

(3) had the Diwan any first-hand information that the person who contested the seat with the Chairman had any prime hand in the memorial;

(4) did the Diwan inspect personally to know that the misappropriations spoken of in the memorial were either exaggerated or untrue;

(5) who had the speaking during the interview;

(6) did the interviewer speak or only nod to what the Diwan had said;

(7) what were the data on which seeing the works the Diwan came to the conclusion that the Chairman worked with disinterested motives all along in spite of the memorialisation to the contrary?

Mr. A. K. Vengu Ayyar.—(1) The Diwan might have given the interview.

(2) Might have represented, but no written note has been made about it.

(3) If the Member means by 'first-hand information' information furnished directly by the person who contested the seat with the present Chairman, the answer is 'no'.

(4) It is not understood what the Member means by this question. Whatever enquiry was considered by the Diwan necessary to decide the matter was duly made.

(5) There was speaking on both sides.

(6) The interviewer took part in speaking; the Diwan did not pay attention as to whether he nodded or made any other gestures.

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APPENDIX IX.

(Vide Answer to Question No. 132.)

(1) Trichur Second Class Magistrate's Court.

M. P. 816/1102.

ORDER.

I inspected the spot. The work that is being done is extremely dangerous to the petitioner's building and will simply cause a tank to be formed in front of the petitioner's house, which will be highly detrimental to the safety of the neighbouring buildings and walls and affect drainage of the locality. The Chairman will therefore be addressed to stop the work until this petition is disposed of.

(Sd.)

31—9—1102. Magistrate.

(2)

Town Surveyor's Report, dated 31st Medam 1102.

I beg to report that the Sub-Magistrate of Trichur came to the porombоke lane at 10 a. m. from which mud has been ordered to be removed by the Chairman and ordered to stop further taking away the mud. The Magistrate threatened me that I will be criminally dealt with if I proceed with the work. So I request the Chairman may be pleased to instruct me if I should proceed with the work further.

(3)

Letter dated 21st Medam 1102 from the Sub-Magistrate, Trichur.

Ref. on M. P. 816/1102.

I have the honour to forward herewith copy of a petition put in before me by one Thazhakat Sankunni Puduval and of my order thereon and to request that you will be so good as to stop the work until the petition is disposed of by me.

APPENDIX X.

(Vide Answer to Question No. 138.)

Letter dated 7th July 1927 from Mr. K. T. Mathew.

"With reference to the letter dated 1st July 1927, from the Secretary to the Diwan, I have the honour to draw your attention to the fact that the Chairman of the Excise Commrttee has not yet answered my letter dated 14th January 1927. May I know that he has forwarded them to you since the Diwan Secretary writes to me on the 25th April 1927 about the non-receipt of my letter of the 14th January? It is open to you to forward my letter of the 7th May to the Chairman, as you once did before and if you do so, please let me know of it.

I may request you to favour me with a definite reply to my letter of the 20th March 1927, for which I have not yet received a final reply from you, in spite of my repeated requests. The matter referred therein, I beg to submit, is not one to be disposed of by the Chairman of the Excise Committee, for it was not the Chairman of the Committee that requested me to be a member on the Excise Committee. It was the Government that did it and it is therefore the Government that should dispose of matters referred to the resignation of any member from the Committee. I therefore once again request you to favour me with an early reply to my letter dated 20th March 1927."

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